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40 CFR Ch. I (7–1–06 Edition)

(6) Appendices.

Appendix No. 1 (Emission Limits for Nitrogen Oxide)

Appendix No. 2 [Table of Allowable Particulate Emissions from Process Sources]

Appendix No. 3 [Allowable VOC Emissions under Section 710]

(7) Deletion of the following SIP provisions:

Section 8-2:721 (Complaints and Investigations)

Section 8-2:730 (Independence of Sections)

Section 8-2:731 (Effective Date)

The following definitions and abbreviations:

Definitions: Act, Air quality standard of the District of Columbia, Dry cleaning operation, Freeboard ratio, Mayor, Vehicular fuel tank.

Abbreviations: (Degree), VOC, “%”.

(ii) *Additional material.* (A) Remainder of June 21, 1985 District of Columbia submittal pertaining to the provisions listed above.

(35) [Reserved]

(36) The carbon monoxide redesignation and maintenance plan for the District of Columbia submitted by the District of Columbia Department of Consumer and Regulatory Affairs on October 12, 1995, as part of the District of Columbia SIP. The emission inventory projections are included in the maintenance plan.

(i) *Incorporation by reference.* (A) Letter of October 12, 1995 from the District of Columbia Department of Consumer and Regulatory Affairs requesting the redesignation and submitting the maintenance plan.

(B) Maintenance Plan for the Metropolitan Washington Carbon Monoxide Nonattainment Area adopted on September 20, 1995.

(ii) *Additional material.* (A) Remainder of October 12, 1995 State submittal.

(37) Revisions to the District of Columbia Municipal Regulations submitted on May 2, 1997 and May 9, 1997 by the District of Columbia Department of Consumer and Regulatory Affairs:

(i) *Incorporation by reference.* (A) Letter of April 29, 1997 from the Department of Consumer and Regulatory Affairs transmitting new source review (NSR) program.

(B) Regulations adopted on April 29, 1997; Title 20 of the District of Columbia Municipal Regulations (DCMR) Chapter 2, sections 200 (as amended), 201, 202, 204 (as amended), 206, 299 and the amended definition of “modification” in Chapter 1, section 199.

(ii) *Additional material.* (A) Remainder of May 2, 1997 State submittal.

(B) District Register for May 9, 1997.

[37 FR 19814, Sept. 22, 1972. Redesignated at 63 FR 67417, Dec. 7, 1998]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.515, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

Subpart K—Florida

§ 52.519 Identification of plan-conditional approval.

EPA is conditionally approving a revision to the Florida State Implementation Plan (SIP) consisting of a new citrus statute (Florida Statute 403.08725), as well as implementing regulations (62–210.340 F.A.C.) based upon a commitment from the State to adopt specific enforceable measures by March 7, 2006. If the State fails to meet its commitment by March 7, 2006, the approval is treated as a disapproval.

[70 FR 5929, Feb. 4, 2005]

§ 52.520 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State implementation plan for Florida under section 110 of the Clean Air Act, 42 U.S.C. 7401, and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to January 1, 2003, was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c) and (d) of this section with EPA approval dates after January 1, 2003, will be incorporated by reference in the next update to the SIP compilation.

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(2) EPA Region 4 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State implementation plan as of January 1, 2003.

(3) Copies of the materials incorporated by reference may be inspected at the Region 4 EPA Office at 61 Forsyth Street, SW., Atlanta, GA 30303;

at the EPA, Office of Air and Radiation Docket and Information Center, Room B-108, 1301 Constitution Avenue, (Mail Code 6102T), NW., Washington, DC 20460; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(c) *EPA-approved regulations.*

EPA-APPROVED FLORIDA REGULATIONS

State citation (Section)	Title/subject	State effective date	EPA approval date	Explanation
Chapter 62–204 Air Pollution Control—General Provisions				
62–204.100	Purpose and Scope	3/13/96	6/16/99	Except for the incorporation by reference of 40 CFR 93.104(e) of the Transportation Conformity Rule.
62–204.200	Definitions	3/13/96	64 FR 32346 6/16/99	
62–204.220	Ambient Air Protection	3/13/96	64 FR 32346 6/16/99	
62–204.240	Ambient Air Quality Standards	3/13/96	64 FR 32346 6/16/99	
62–204.260	Prevention of Significant Deterioration Increments.	3/13/96	64 FR 32346 6/16/99	
62–204.320	Procedures for Designation and Redesignation of Areas.	3/13/96	64 FR 32346 6/16/99	
62–204.340	Designation of Attainment, Nonattainment, and Maintenance Areas.	3/13/96	64 FR 32346 6/16/99	
62–204.360	Designation of Prevention of Significant Deterioration Areas.	3/13/96	64 FR 32346 6/16/99	
62–204.400	Public Notice and Hearing Requirements for State Implementation Plan Revisions.	11/30/94	64 FR 32346 6/16/99	
62–204.500	Conformity	08/31/98	08/11/03, 68 FR 47473	
Chapter 62–210 Stationary Sources—General Requirements				
62–210.100	Purpose and Scope	11/23/94	6/16/99	
62–210.200	Definitions	10/15/96	64 FR 32346 5/27/98	
62–210.220	Small Business Assistance Program	10/15/96	63 FR 28905 5/27/98	
62–210.300	Permits Required	8/15/96	63 FR 28905 1/17/97	
62–210.350	Public Notice and Comment	11/23/94	62 FR 2587 6/16/99	
62–210.360	Administrative Permit Corrections	11/23/94	64 FR 32346 6/16/99	
62–210.370	Reports	11/23/94	64 FR 32346 6/16/99	
62–210.550	Stack Height Policy	11/23/94	64 FR 32346 6/16/99	
62–210.650	Circumvention	10/15/92	10/20/94 59 FR 52916	
62–210.700	Excess Emissions	11/23/94	6/16/99 64 FR 32346	
62–210.900	Forms and Instructions	2/9/93	11/7/94 59 FR 46157	

EPA-APPROVED FLORIDA REGULATIONS—Continued

State citation (Section)	Title/subject	State effective date	EPA approval date	Explanation
Chapter 62–212 Stationary Sources—Preconstruction Review				
62–212.100	Purpose and Scope	3/13/96	6/16/99 64 FR 32346	
62–212.300	General Preconstruction Review Require- ments.	11/23/94	6/16/99 64 FR 32346	
62–212.400	Prevention of Significant Deterioration (PSD)	3/13/96	6/16/99 64 FR 32346	
62–212.500	Preconstruction Review for Nonattainment Areas.	3/13/96	6/16/99 64 FR 32346	
62–212.600	Sulfur Storage and Handling Facilities	3/13/96	6/16/99 64 FR 32346	
Chapter 62–242 Motor Vehicle Emissions Standards and Test Procedures				
62–242.100	Purpose and Scope	3/21/91	3/22/93 58 FR 15277	
62–242.200	Definitions	3/13/96	6/16/99 64 FR 32346	
62–242.400	Standards and Procedures for Inspection of Gasoline Fueled Vehicles; Pass/Fail Cri- teria.	2/2/93	10/11/94	
62–242.500	Standards and Procedures for Inspection of Diesel Fueled Vehicles; Pass/Fail Criteria.	2/2/93	10/11/94 59 FR 51382	
62–242.600	Equipment Performance Specifications	2/2/93	10/11/94 59 FR 51382	
62–242.700	Tampering Inspection	2/2/93	10/11/94 59 FR 51382	
62–242.800	Low Emissions Adjustment	2/2/93	10/11/94 59 FR 51382	
62–242.900	Training Criteria For Motor Vehicle Emissions Inspection Personnel.	2/2/93	10/11/94 59 FR 51382	
Chapter 62–243 Tampering With Motor Vehicle Air Pollution Control Equipment				
62–243.100	Purpose and Scope	5/29/90	6/9/92 57 FR 24370	
62–243.200	Definitions	1/2/91	6/9/92 57 FR 24378	
62–243.300	Exemptions	1/2/91	6/9/92 57 FR 24378	
62–243.400	Prohibitions	1/2/91	6/9/92 57 FR 24378	
62–243.500	Certification	1/2/91	6/9/92 57 FR 24378	
62–243.600	Enforcement	1/2/91	6/9/92 57 FR 24378	
62–243.700	Penalties	5/29/90	6/9/92 57 FR 24370	
Chapter 62–244 Visible Emissions From Motor Vehicles				
62–244.100	Purpose and Scope	5/29/90	6/9/92 57 FR 24370	
62–244.200	Definitions	1/2/91	6/9/92 57 FR 24378	
62–244.300	Exemptions	1/2/91	6/9/92 57 FR 24378	
62–244.400	Prohibitions	1/2/91	6/9/92 57 FR 24378	
62–244.500	Enforcement	1/2/91	6/9/92 57 FR 24378	
62–244.600	Penalties	5/29/90	6/9/92 57 FR 24370	
Chapter 62–252 Gasoline Vapor Control				
62–252.100	Purpose and Scope	2/2/93	3/24/94 59 FR 13883	
62–252.200	Definitions	2/2/93	3/24/94 59 FR 13883	

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EPA-APPROVED FLORIDA REGULATIONS—Continued

State citation (Section)	Title/subject	State effective date	EPA approval date	Explanation
62-252.300	Gasoline Dispensing Facilities—Stage I Vapor Recovery.	2/2/93	3/21/94 59 FR 13883	
62-252.400	Gasoline Dispensing Facilities—Stage II Vapor Recovery.	11/23/94	6/16/99 64 FR 32346	
62-252.500	Gasoline Tanker Trucks	9/10/96	7/21/97 62 FR 38918	
62-252.800	Penalties	2/2/93	3/24/94 59 FR 13883	
62-252.900	Form	2/2/93	7/21/97 62 FR 38918	
Chapter 62-256 Open Burning and Frost Protection Fires				
62-256.100	Declaration and Intent	12/09/75	11/1/77 42 FR 57124	
62-256.200	Definitions	11/30/94	6/16/99 64 FR 32346	
62-256.300	Prohibitions	11/30/94	6/16/99 64 FR 32346	
62-256.400	Agricultural and Silvicultural Fires	7/1/71	5/31/72 37 FR 10842	
62-256.450	Burning for Cold or Frost Protection	6/27/91	9/9/94 59 FR 46552	
62-256.500	Land Clearing	11/30/94	6/16/99 64 FR 32346	
62-256.600	Industrial, Commercial, Municipal, and Research Open Burning.	7/1/71	5/31/72 37 FR 10842	
62-256.700	Open Burning Allowed	11/30/94	6/16/99 64 FR 32346	
62-256.800	Effective Date	7/1/71	5/31/72 37 FR 10842	
Chapter 62-296 Stationary Sources—Emission Standards				
62-296.100	Purpose and Scope	3/13/96	6/16/99 64 FR 32346	
62-296.320	General Pollutant Emission Limiting Standards.	3/13/96	6/16/99 64 FR 32346	
62-296.401	Incinerators	3/13/96	6/16/99 64 FR 32346	
62-296.402	Sulfuric Acid Plants	3/13/96	6/16/99 64 FR 32346	
62-296.403	Phosphate Processing	3/13/96	6/16/99 64 FR 32346	
62-296.404	Kraft (Sulfate) Pulp Mills and Tall Oil Plants ..	3/13/96	6/16/99 64 FR 32346	
62-296.405	Fossil Fuel Steam Generators with more than 250 million Btu per Hour Heat Input.	3/13/96	6/16/99 64 FR 32346	
62-296.406	Fossil Fuel Steam Generator with less than 250 million Btu per Hour Heat Input, New and Existing Emissions Units.	3/13/96	6/16/99 64 FR 32346	
62-296.407	Portland Cement Plants	11/23/94	6/16/99 64 FR 32346	
62-296.408	Nitric Acid Plants	11/23/94	6/16/99 64 FR 32346	
62-296.409	Sulfur Recovery Plants	11/23/94	6/16/99 64 FR 32346	
62-296.410	Carbonaceous Fuel Burning Equipment	11/23/94	6/16/99 64 FR 32346	
62-296.411	Sulfur Storage and Handling Facilities	11/23/94	6/16/99 64 FR 32346	
62-296.412	Dry Cleaning Facilities	06/05/96	01/16/03 68 FR 2205	
62-296.413	Synthetic Organic Fiber Production	3/13/96	6/16/99 64 FR 32346	
62-296.414	Concrete Batching Plants	3/13/96	6/16/99 64 FR 32346	
62-296.415	Soil Thermal Treatment Facilities	3/13/96	6/16/99 64 FR 32346	

EPA-APPROVED FLORIDA REGULATIONS—Continued

State citation (Section)	Title/subject	State effective date	EPA approval date	Explanation
62–296.500	Reasonably Available Control Technology (RACT)—Volatile Organic Compounds (VOC) and Nitrogen Oxides (NO _x) Emitting Facilities.	11/23/94	6/16/99 64 FR 32346	
62–296.501	Can Coating	11/23/94	6/16/99 64 FR 32346	
62–296.502	Coil Coating	11/23/94	6/16/99 64 FR 32346	
62–296.503	Paper Coating	11/23/94	6/16/99 64 FR 32346	
62–296.504	Fabric and Vinyl Coating	11/23/94	6/16/99 64 FR 32346	
62–296.505	Metal Furniture Coating	11/23/94	6/16/99 64 FR 32346	
62–296.506	Surface Coating of Large Appliances	11/23/94	6/16/99 64 FR 32346	
62–296.507	Magnet Wire Coating	11/23/94	6/16/99 64 FR 32346	
62–296.508	Petroleum Liquid Storage	11/23/94	6/16/99 64 FR 32346	
62–296.509	Bulk Gasoline Plants	10/15/92	10/20/94 59 FR 52916	
62–296.510	Bulk Gasoline Terminals	11/23/94	6/16/99 64 FR 32346	
62–296.511	Solvent Metal Cleaning	06/05/96	01/16/03 68 FR 2205	
62–296.512	Cutback Asphalt	11/23/94	6/16/99 64 FR 32346	
62–296.513	Surface Coating of Miscellaneous Metal Parts and Products.	11/23/94	6/16/99 64 FR 32346	
62–296.514	Surface Coating of Flat Wood Paneling	11/23/94	6/16/99 64 FR 32346	
62–296.515	Graphic Arts Systems	11/23/94	6/16/99 64 FR 32346	
62–296.516	Petroleum Liquid Storage Tanks with External Floating Roofs.	11/23/94	6/16/99 64 FR 32346	
62–296.570	Reasonably Available Control Technology (RACT)—Requirements for Major VOC and NO _x —Emitting Facilities.	11/23/94	6/16/99 64 FR 32346	
62–296.600	Reasonably Available Control Technology (RACT)—Lead.	3/13/96	6/16/99 64 FR 32346	
62–296.601	Lead Processing Operations in General	8/8/94	9/18/96 61 FR 49064	
62–296.602	Primary Lead Acid Battery Manufacturing Operations.	3/13/96	9/18/96 61 FR 49064	
62–296.603	Secondary Lead Smelting Operations	8/8/94	9/18/96 61 FR 49064	
62–296.604	Electric Arc Furnace Equipped Secondary Steel Manufacturing Operations.	8/8/94	9/18/96 61 FR 49064	
62–296.605	Lead Oxide Handling Operations	8/8/94	9/18/96 61 FR 49064	
62–296.700	Reasonably Available Control Technology (RACT)—Particulate Matter.	11/23/94	6/16/99 64 FR 32346	
62–296.701	Portland Cement Plants	11/23/94	6/16/99 64 FR 32346	
62–296.702	Fossil Fuel Steam Generators	11/23/94	6/16/99 64 FR 32346	
62–296.703	Carbonaceous Fuel Burners	11/23/94	6/16/99 64 FR 32346	
62–296.704	Asphalt Concrete Plants	11/23/94	6/16/99 64 FR 32346	
62–296.705	Phosphate Processing operations	11/23/94	6/16/99 64 FR 32346	
62–296.706	Glass Manufacturing Process	11/23/94	6/16/99 64 FR 32346	
62–296.707	Electric Arc Furnaces	11/23/94	6/16/99 64 FR 32346	
62–296.708	Sweat of Pot Furnaces	11/23/94	6/16/99 64 FR 32346	

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EPA-APPROVED FLORIDA REGULATIONS—Continued

State citation (Section)	Title/subject	State effective date	EPA approval date	Explanation
62–296.709	Lime Kilns	11/23/94	6/16/99 64 FR 32346	
62–296.710	Smelt Dissolving Tanks	11/23/94	6/16/99 64 FR 32346	
62–296.711	Materials Handling, Sizing, Screening, Crushing and Grinding operations.	11/23/94	6/16/99 64 FR 32346	
62–296.712	Miscellaneous Manufacturing Process Operations.	11/23/94	6/16/99 64 FR 32346	

Chapter 62–297 Stationary Sources—Emissions Monitoring

62–297.100	Purpose and Scope	3/13/96	6/16/99 64 FR 32346	
62–297.310	General Test Requirements	3/13/96	6/16/99 64 FR 32346	
62–297.400	EPA Methods Adopted by Reference	11/23/94	6/16/99 64 FR 32346	
62–297.401	Compliance Test Methods	3/13/96	6/16/99 64 FR 32346	
62–297.411	DEP Method 1	11/23/94	6/16/99 64 FR 32346	
62–297.412	DEP Method 2	10/15/92	10/20/94 59 FR 52916	
62–297.413	DEP Method 3	10/15/92	10/20/94 59 FR 52916	
62–297.415	DEP Method 5	11/23/94	6/16/99 64 FR 32346	
62–297.416	DEP Method 5A	10/15/92	10/20/94 59 FR 52916	
62–297.417	DEP Method 6	11/23/94	6/16/99 64 FR 32346	
62–297.423	EPA Method 12—Determination of Inorganic Lead Emissions from Stationary Emissions Units.	11/23/94	6/16/99 64 FR 32346	
62–297.440	Supplementary Test Procedures	11/23/94	6/16/99 64 FR 32346	
62–297.450	EPA VOC Capture Efficiency Test Procedures.	11/23/94	6/16/99 64 FR 32346	
62–297.620	Exceptions and Approval of Alternate Procedures and Requirements.	11/23/94	6/16/99 64 FR 32346	

(d) *EPA-approved State Source-specific requirements.*

EPA-APPROVED FLORIDA SOURCE-SPECIFIC REQUIREMENTS

Name of source	Permit No.	State effective date	EPA approval date	Explanation
Harry S Truman, animal import center	NA	11/26/96	1/19/00 65 FR 2882	
Martin Gas Sales, Inc	0570477–007–AC	1/17/03	5/1/03 68 FR 23209	
Broward County Aviation Department		8/15/03	6/17/03 69 FR 33862	Order Granting Variance from Rule 62– 252.400.

(e) *EPA-approved Florida non-regulatory provisions.*

EPA-APPROVED FLORIDA NON-REGULATORY PROVISIONS

Provision	State effective date	EPA approval date	Federal Register notice	Explanation
Revision to Maintenance Plan for Southeast Florida Area.	12/20/02	2/13/04	69 FR 7132	10 year update.

EPA-APPROVED FLORIDA NON-REGULATORY PROVISIONS—Continued

Provision	State effective date	EPA approval date	Federal Register notice	Explanation
Revision to Maintenance Plan for the Tampa, Florida Area.	12/20/02	3/29/04	69 FR 16172	10 year update.
Revision to Maintenance Plan Update for Jacksonville Area, Florida.	12/20/02	07/22/03	68 FR 43315	

[64 FR 32348, June 16, 1999, as amended at 65 FR 2882, Jan. 19, 2000; 66 FR 40139, Aug. 2, 2001; 67 FR 53317, Aug. 15, 2002; 68 FR 2205, Jan. 16, 2003; 68 FR 9554, Feb. 28, 2003; 68 FR 20075, Apr. 24, 2003; 68 FR 23209, May 1, 2003; 68 FR 43315, July 22, 2003; 68 FR 47473, Aug. 11, 2003; 69 FR 7132, Feb. 13, 2004; 69 FR 16172, Mar. 29, 2004; 69 FR 33862, June 17, 2004]

§ 52.521 Classification of regions.

The Florida plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Mobile (Alabama)-Pensacola-Panama City (Florida)-Southern Mississippi Interstate	I	I	III	III	I
Jacksonville (Florida)-Brunswick (Georgia) Interstate	I	II	III	III	I
West Central Florida Intrastate	I	I	III	III	III
Central Florida Intrastate	II	III	III	III	III
Southwest Florida Intrastate	III	III	III	III	III
Southeast Florida Intrastate	II	III	III	III	III

[37 FR 10858, May 31, 1972, as amended 39 FR 16346, May 8, 1974]

§ 52.522 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Florida's plans for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Furthermore, the Administrator finds the plans satisfy all requirements of Part D, Title I, of the Clean Air Act as amended in 1977, except as noted below. In addition, continued satisfaction of the requirements of Part D, for the ozone portion of the SIP depends on the adoption and submittal of RACT requirements by July 1, 1980 for those sources covered by CTGs issued between January 1978 and January 1979 and adoption and submittal by each subsequent January of additional RACT requirements for sources covered by CTGs issued by the previous January.

[45 FR 17143, Mar. 18, 1980]

§ 52.523 [Reserved]**§ 52.524 Compliance schedules.**

(a) The requirements of § 51.262(a) of this chapter are not met since compliance schedules with adequate increments of progress have not been submitted for every source for which they are required.

(b) Federal compliance schedules. (1) Except as provided in paragraph (b)(6) of this section, the owner or operator of any stationary source subject to the following emission limiting regulations in the Florida implementation plan shall comply with the compliance schedule in paragraph (b)(2) of this section, Rules of the State of Florida, Department of Pollution Control, Air Pollution, subsections 17–2.04(2); 17–2.04(3); 17–2.04(6)(a); 17–2.04(6)(b); 17–2.04(6)(d); 17–2.04(6) (e)2.a; 17–2.04(6)(e)3.b; 17–2.04(6)(f); and 17–2.04(6)(h).

(2) Compliance schedule. (i) November 1, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which